

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Hiroharu MATSUOKA et al

Appln. No. 09/890,219

Date Filed: December 12, 2001

For: SUBSTITUTED PHENETHYLAMINE DERIVATIVES



Art Unit: 1625

Examiner: B.M. Robinson

Washington, D.C.

Atty.'s Docket: MATSUOKA=18

Date: January 18, 2005

Confirmation No. 7465

THE COMMISSIONER OF PATENTS

U.S. Patent and Trademark Office

Customer Service Window

Randolph Building, Mail Stop Amendment

401 Dulany Street

Alexandria, VA 22314

Transmitted herewith is a [XX] REPLY: AMENDMENT AND REMARKS in the above-identified application.

 Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27. No additional fee is required. The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA EQUALS
TOTAL	* 26	MINUS	** 32	0
INDEP.	* 2	MINUS	*** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

ADDITIONAL FEE TOTAL

SMALL ENTITY		OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE	RATE	ADDITIONAL FEE
x 25	\$	x 50	\$
x 100	\$	x 200	\$
+ 180	\$	+ 360	\$
ADDITIONAL FEE TOTAL		TOTAL	

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

 Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

 It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

First - \$ 60.00
 Second - \$ 225.00
 Third - \$ 510.00
 Fourth - \$ 795.00

Month After Time Period Set

 Less fees (\$_____) already paid for ____ month(s) extension of time on _____.

Other Than Small Entity

Response Filed Within

First - \$ 120.00
 Second - \$ 450.00
 Third - \$ 1020.00
 Fourth - \$ 1590.00

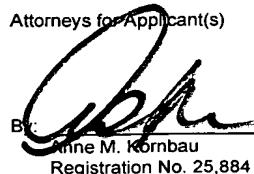
Month After Time Period Set

 Please charge my Deposit Account No. 02-4035 in the amount of \$_____. Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$_____.

The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

By: 
 Anne M. Kornbau
 Registration No. 25,884



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ATTY.'S DOCKET: MATSUOKA=18

In re Application of:) Art Unit: 1625
Hiroharu MATSUOKA et al) Examiner: B. M. Robinson
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DERIVATIVES)

REPLY: AMENDMENT AND REMARKS

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
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Randolph Building, Mail Stop Amendment
401 Dulany Street
Alexandria, Virginia 22314

Sir:

Replying to Examiner Robinson's telephone request of
January 10, 2005, please amend as follows:

Amendments to the Claims are reflected in the listing of
claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 14 of this paper.